



Honorable Mike K. Nakagawa  
United States Bankruptcy Judge



Entered on Docket  
November 04, 2021

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

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9 In re: ) Case No.: 19-16636-MKN  
10 CENSO LLC, ) Chapter 11  
11 Debtor. )  
12 ) **EVIDENTIARY HEARING**  
13 Date: February 8, 2022  
14 Time: 9:30 a.m.

## **ORDER SCHEDULING EVIDENTIARY HEARING<sup>1</sup>**

14 On November 3, 2021, a status conference was held regarding the Motion to Value  
15 Collateral and Modify Rights of Federal National Mortgage Association (“Fannie Mae”) c/o  
16 DiTech Financial, LLC, fka Green Tree Servicing Pursuant to 11 U.S.C. §506(a), §1111, and  
17 §1123 (5900 Negril Avenue, Las Vegas, NV 89130) (ECF No. 84) filed by Corey B. Beck, Esq.  
18 on behalf of CENSO LLC (“Debtor”). Appearances were made by Corey B. Beck, Esq. on  
19 behalf of Debtor and Michael W. Chen, Esq. for creditor, NewRez LLC dba Shellpoint Mortgage  
20 Servicing. No other appearances were made. At the request of the parties and good cause  
21 appearing,

22       **IT IS HEREBY ORDERED** that an evidentiary hearing on the Motion to Value  
23 Collateral and Modify Rights of Federal National Mortgage Association (“Fannie Mae”) c/o  
24 DiTech Financial, LLC, fka Green Tree Servicing Pursuant to 11 U.S.C. §506(a), §1111, and  
25 §1123 (5900 Negril Avenue, Las Vegas, NV 89130) (ECF No. 84) is hereby scheduled for  
26 **February 8, 2022 at 9:30 a.m.** before Judge Mike K. Nakagawa **by remote appearance, unless**

<sup>1</sup> In this Order, all references to “ECF No.” are to the numbers assigned to the documents filed in the case as they appear on the docket maintained by the clerk of the court.

1 otherwise ordered, via video (“Zoom”), unless otherwise ordered. A Courtroom Deputy  
2 will email participants a link to Zoom five (5) days prior to the trial which will include the  
3 necessary information to connect for remote participation, unless otherwise ordered.

4 **IT IS HEREBY ORDERED** that the Alternate Direct Testimony procedure under Local  
5 Rule 9017 will be followed in this case. The respective alternate direct declarations and exhibits  
6 must be submitted to opposing counsel no later than January 19, 2022. Exhibits and Witness  
7 Lists must be filed no later than January 28, 2022, both parties shall comply with Local Rule  
8 9017(d)(3) for the submission of documents to the courtroom deputy. Any additional legal  
9 memoranda submitted by the parties must be served and filed no later than January 28, 2022.  
10 All other applicable provisions of Local Rule 9017(c), (d) and (e) shall apply.

11 **IT IS FURTHER ORDERED** that Discovery shall be completed by January 7, 2022.

12 **EXHIBITS/WITNESS LISTS:** Each party shall contact and make arrangements  
13 with Cathy Shim, Courtroom Deputy, not later than five (5) business days before the trial  
14 or evidentiary hearing for all declarations or affidavits and exhibits to be lodged. Each  
15 party shall provide the following:

16 (1) Two copies of all declarations or affidavits and exhibits, which must be  
17 sequentially numbered with a bates or other numbering system, bound, tabbed, and accompanied  
18 by a properly completed “Exhibit Log,” that conforms to the local form found on the court’s  
19 website;

20 (2) One copy of the party’s written objections to the admission of any of the  
21 declarations or exhibits of an opposing party; and

22 (3) All exhibits to which there is no objection shall be admitted by stipulation.  
23 Counsel may stipulate to an exhibit on one ground (e.g., foundation) while preserving an  
24 objection on another ground (e.g., relevance).

25 (4) List of witnesses with correct spelling of the witnesses’ full name.

26 **IT IS SO ORDERED.**

27 Copies sent via CM/ECF ELECTRONIC FILING

28 Copies sent via BNC to:

1 CENSO LLC  
2 ATTN: OFFICER OR MANAGING AGENT  
3 9811 W. CHARLESTON BLVD., SUITE 2-351  
LAS VEGAS, NV 89117

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## **PART “A”**

### **(Trial Statements)**

The trial statement(s) shall contain the following items:

1. The disclosures required by Fed. R. Civ. P. 26(a)(3), as adopted by Fed. R. Bank. P. 7026  
1 LR 7026.
2. A concise statement of the nature of the action and contentions of the parties.
3. A statement as to the core or non-core jurisdiction of the Court, with legal citations.
4. Stipulated facts.
5. Contested issues of law with concise memorandum of authority.
6. Log of exhibits which may be offered in evidence, including any exhibits for impeachment or to refresh the memory of a witness (log attached).
7. Any special trial issue which requires the Court's attention.
8. The list of witnesses, with their addresses, expected to be called.

**\*\*Shaded Area for Court Personnel Use ONLY**

2 Hearing Date: **NMC ABL MKN GWZ GS**

11/4/21

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